

USSN: 10/737,171



Atty. Dkt. No. 052546-0169

IFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Robert GILSON and
Robert NORTON

Title: PROBE TIP ALIGNMENT FOR
PRECISION LIQUID HANDLER

Appl. No.: 10/737,171

Filing Date: 12/16/2003

Examiner: Robert R. Raevis

Art Unit: 2856

<p>CERTIFICATE OF MAILING</p> <p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Mail Stop AMENDMENT, Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450, on the date below.</p> <p>Kathryn E. Cox (Printed Name)</p> <p><i>Kathryn E. Cox</i> (Signature)</p> <p><i>January 7, 2005</i> (Date of deposit)</p>

TERMINAL DISCLAIMER

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

Your Petitioner, Gilson, Inc., having its principal place of business at 3000 West Beltline, Middleton, Wisconsin, 53562 represent that it is the owner of the entire right, title, and interest in and to U.S. Patent Application Serial No. 10/737,171, filed 12/16/2003, which is a continuation of U.S. Patent No. 6,666,065, filed 07/24/2002, which is a divisional of U.S. Patent No. 6,474,181, filed 01/24/2001. Gilson, Inc. represents it is owner of U.S. Patent Application Serial No. 10/737,171 by virtue of an Assignment, a copy of which is attached hereto as APPENDIX A. Further, your Petitioner represents that it is the owner of U.S. Patent No. 6,474,181, which issued on U.S. Patent Application No. 09/769,569, filed January 24, 2001. Gilson, Inc. represents it is owner of U.S. Patent No. 6,474,181 by virtue of the Assignment, a copy of which is attached hereto as APPENDIX A.

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Your Petitioner, Gilson, Inc., hereby disclaims the terminal part of the term of any patent granted on the above-identified patent application which would extend beyond the full statutory term, as shortened by any terminal disclaimer, of U.S. Patent 6,474,181, and hereby agree that any patent so granted on the above-identified patent application shall be enforceable only for and during such period that the legal title to U.S. Patent 6,474,181 shall be the same as the legal title to any patent granted on the above-identified patent application, this agreement to run with any patent granted on the above-identified patent application and to be binding upon the grantee, its successors or assigns.

In making the above disclaimer, Petitioner does not disclaim any terminal part of any patent granted on the above-identified patent application, prior to the full statutory term of U.S. Patent 6,474,181, as defined in 35 U.S.C. §§ 154-156 and 173, in the event that U.S. Patent 6,474,181 expires for failure to pay a maintenance fee, is held unenforceable, or is found invalid in a final judgment by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims canceled by a reexamination certificate or as a result of an interference proceeding, or is otherwise not deemed to provide the rights conveyed by 35 U.S.C. § 154, prior to the full statutory term of U.S. Patent 6,474,181, as defined in 35 U.S.C. §§ 154-156 and 173, except for the separation of legal title stated above. Further, Petitioner does not disclaim any terminal part of a patent granted on the above-identified patent application that would extend beyond the present termination of U.S. Patent 6,474,181, in the event that such present term is extended by virtue of compliance with the conditions for term extension of any present or future patent term extension provisions of the patent law, including, but not limited to, 35 U.S.C. §§ 155, 155A or 156, and without waiving Petitioner's right to extend the term of a patent granted on the above-identified patent application to the extent provided by law.

The undersigned, being the Attorney of Record for the above-identified patent application, and duly authorized to act on behalf of Petitioner, certifies that she has reviewed the Assignment attached as APPENDIX A, and to the best of her knowledge and belief, legal title to the above-identified patent application and U.S. Patent 6,474,181 rests with Petitioner, Gilson,

Inc. The undersigned declares that all statements made herein of her own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001, Title 18, of the United States Code, and that such willful false statements may jeopardize the validity of the above-identified application or any patent issuing therefrom.

Respectfully submitted,

Date January 7, 2005

By Kathryn E. Cox

FOLEY & LARDNER LLP

Customer Number: 23524

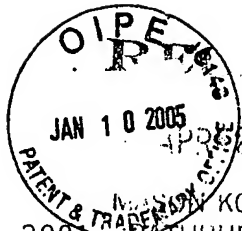
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Kathryn E. Cox

Attorney for Applicant

Registration No. 55,089



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APRIL 16, 2001

MASON KOLEHMAINEN, RATHBURN & WYSS
PHILIP M. KOLEMAINEN
853 SANDERS ROAD, #330
NORTHBROOK, IL 60062



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RECORDATION DATE: 01/24/2001

REEL/FRAME: 011481/0862
NUMBER OF PAGES: 5

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

GILSON, ROBERT E.

DOC DATE: 01/23/2001

ASSIGNOR:

NORTON, ROBERT

DOC DATE: 01/23/2001

ASSIGNEE:

GILSON, INC.
3000 WEST BELTLINE
MIDDLETON, WISCONSIN 53562

SERIAL NUMBER: 09769569
PATENT NUMBER:

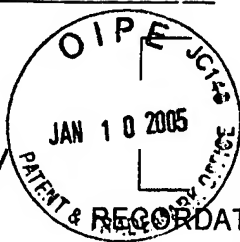
FILING DATE: 01/24/2001
ISSUE DATE:

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APPENDIX A

02-06-2001

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Name (line 1) Robert E. Gilson

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Name (line 2)

Second Party

Name (line 1) Robert Norton

Execution Date

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Name (line 2)

Receiving Party

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Name (line 1) GILSON, INC.

Name (line 2)

Address (line 1) 3000 West Beltline

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Address (line 3) Middleton

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02 FC:581

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Correspondent Name and Address

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Address (line 1) **MASON, KOLEHMAINEN, RATHBURN & WYSS**

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Address (line 3) **Northbrook, IL 60062**

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1

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Authorization to charge additional fees:

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Statement and Signature

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document. Charges to deposit account are authorized, as indicated herein.

Philip M. Kolehmainen

Philip M. Kolehmainen 24 Jan 01

Name of Person Signing

Signature

Date

ASSIGNMENT

For and in consideration of One Dollar (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, we, Robert E. Gilson, residing at 3731 County Highway M, Middleton 53562, in the State of Wisconsin, and Robert Norton, residing at 706 Copeland, Street, Madison 53711, in the State of Wisconsin, do hereby sell, assign, and transfer unto GILSON, INC., a corporation organized and existing under and by virtue of the laws of the State of Wisconsin and having an office at 3000 West Beltline, Middleton, Wisconsin, 53562 its successors, assigns and legal representatives, the entire right, title and interest for the United States and its territories, and all foreign countries, in and to the invention set forth in our application for United States Letters Patent for PROBE TIP ALIGNMENT FOR PRECISION LIQUID HANDLER (CaseGI-33), executed by us of even date herewith, and in and to said application and all the right, title and interest in, to and under, any and all United States and foreign Letters Patent that may be granted for our said invention, and all divisions, continuations, renewals, reissues, and extensions thereof, and the applications therefor, and the right to claim the priority of this application in any and all foreign countries where application for patent on said invention may be filed; and we hereby agree to execute such other lawful documents and perform such other lawful acts as are requested for securing to said assignee, its successors, assigns and legal representatives, all of the rights to said invention.

WE HEREBY AUTHORIZE AND REQUEST the Commissioner for Patents to issue the Letters Patent to said assignee, its successors and assigns, pursuant to the terms of this assignment.

IN WITNESS WHEREOF, I have signed, sealed and delivered this instrument

this 23 day of January, 2001.



Robert E. Gilson

STATE OF WISCONSIN)

) SS:

COUNTY OF Madison)

BE IT REMEMBERED that on this 23rd day of January, 2001, before me a Notary Public, duly commissioned, qualified and acting in and for the County and State aforesaid came Robert E. Gilson, who is personally known to me to be the identical person described in and who executed and signed the foregoing instrument of writing, and duly acknowledged that he executed the same as his free act and deed, for the purposes and considerations therein expressed.

IN WITNESS WHEREOF, I hereunto set my hand and affix my official seal the day and year aforesaid.



Notary Public

My Commission Expires: 3/31/02

